

ESTTA Tracking number: **ESTTA515312**

Filing date: **01/10/2013**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	92054802
Party	Defendant Fabian Claudio Olemberg
Correspondence Address	PERLA M KUHN EDWARDS WILDMAN PALMER LLP 750 LEXINGTON AVENUE, NEW YORK, NY 10022 UNITED STATES trademark@edwardswildman.com, pkuhn@edwardswildman.com, stenney@edwardswildman.com
Submission	Other Motions/Papers
Filer's Name	Perla M. Kuhn
Filer's e-mail	trademark@edwardswildman.com,pkuhn@edwardswildman.com
Signature	/Perla M. Kuhn/
Date	01/10/2013
Attachments	92054802 Declaration.pdf (2 pages)(194106 bytes)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

BIIPC ASSOCIATES, LLC

Petitioner,

v.

FABIAN CLAUDIO OLEMBERG

Registrant.

Cancellation No. : 92054802

Reg. No. : 4,042,469

Trademark :



DECLARATION UNDER 37 C.F.R. SECTION 2.20

Mr. Fabian Claudio Olemborg declares:

I am the owner for the above-referenced registration for the mark SANTA FE POLO AND DESIGN, Registration No. 4,042,469, and I execute this declaration in support of the proposed amendment seeking to change the identification of goods from "Coats; Footwear for men; Hats; Jackets; Men's suits; Pants; Rain coats; Shirts; Shorts; Socks; Sport shirts; Sweat shirts; Sweaters; T-shirts; Ties; Trousers; Vests" to "shirts and sport shirts."

1. I hereby attest to the fact that the mark covered by Registration No. 4,042,469 is in use with respect to shirts and sport shirts.
2. The undersigned being warned that willful false statements and the like are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001, and that such willful false statements and the like may jeopardize the validity of the application or document or any registration resulting therefrom, declares that all statements made of his own knowledge are true; and all statements made on information and belief are believed to be true.

Declared at BUENOS AIRES - ARG, this 10 day of January, 2013.

By: 

Fabian Claudio Olemborg
Registrant / Owner

CERTIFICATE OF SERVICE

I hereby certify that I am over the age of 18 years, not a party to this action, and that on the 10th day of January, 2013, I caused to be served a true and correct copy of the foregoing **DECLARATION UNDER 37 C.F.R. SECTION 2.20** by first class mail and electronic mail to the following attorney for Petitioner:

ROBERT L EPSTEIN
EPSTEIN DRANGEL LLP
60 EAST 42ND STREET, SUITE 2410
NEW YORK, NY 10165

I further certify under penalty of perjury that the foregoing is true and correct.

Dated: New York, NY
January 10, 2013

By: /Varant Ekmekjian/
Varant Ekmekjian